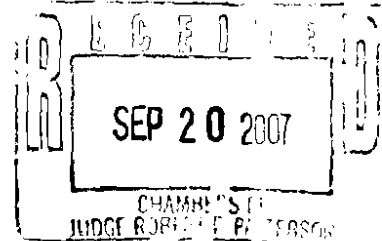


USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 9/21/07

LAW OFFICES  
OF  
**DANIEL CRUPAIN**  
225 BROADWAY  
SUITE 2700  
NEW YORK, N.Y. 10007



Of Counsel

**PETER E. RHATICAN**  
MEMBER N.Y. & N.J. BAR  
**JON L. NORINSBERG**

(212) 529-4000

(718) 529-4000

(800) 529-4000

Fax (212) 406-68

September 20, 2007

Fax 212-805 7917

Honorable Robert P. Patterson, Jr.,  
United States District Court Judge,  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

**MEMO ENDORSE**

Re: NNJ Factors v Kevin Joyce  
07 CV 3099 (RPP)

Dear Judge Patterson:

It has come to my attention that the defendants have now appeared in an action pending in New Jersey with respect to the subject matter of this case. Therefore, Plaintiff requests that this case be discontinued.

Very truly yours,

Daniel Crupain (1574)  
Attorney for Plaintiff

cc.: Sanford Cohen, Esq.

*Application granted  
in view of defendant's motion & dismissal  
dated September 17, 2007. This court grants plaintiff's  
request & discontinues this action. This case is  
dismissed without prejudice.*

*So ordered*

*9/21/07*

*Robert P. Patterson*